

MAY 11 2006

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

ANDRANIK CHILINGARYAN,

Petitioner,

v.

ALBERTO R. GONZALES, Attorney
General,

Respondent.

Nos. 04-71651
05-77058

Agency No. A75-743-695

ORDER

Before: CANBY, BEEZER, and KOZINSKI, Circuit Judges.

On March 14, 2006, we issued an unpublished memorandum disposition upholding the Board of Immigration Appeals' ("BIA") order summarily affirming an immigration judge's order denying Chilingaryan's asylum application as untimely, and denying withholding of removal and relief under the Convention Against Torture on adverse credibility grounds. On March 27, 2006, Chilingaryan informed the court that the BIA had ruled in his favor, and moved to stay the mandate, vacate the unpublished memorandum disposition, and dismiss cases docketed under 04-71651 and 05-77058.

We withdraw the unpublished memorandum disposition in *Chilingaryan v. Gonzales*, No. 04-71651, filed on March 14, 2006. We grant the motion to dismiss

cases docketed under 04-71651 and 05-77058, and we deny as unnecessary the motion to stay the mandate.